

**LEGISLATIVE SERVICES AGENCY
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

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FISCAL IMPACT STATEMENT

LS 6367

BILL NUMBER: SB 65

NOTE PREPARED: Feb 9, 2009

BILL AMENDED:

SUBJECT: Motor Fuel Theft.

FIRST AUTHOR: Sen. Young R Michael

FIRST SPONSOR:

BILL STATUS: 2nd Reading - 1st House

FUNDS AFFECTED: **GENERAL**
 X DEDICATED
 FEDERAL

IMPACT: State

Summary of Legislation: This bill: (1) provides that the owner of a vehicle that receives motor fuel from a retailer without making proper payment is liable to the retailer for the total pump price of the motor fuel received plus a \$50 service charge;
(2) allows retailers to obtain name and mailing address information on the owner from the Bureau of Motor Vehicles (BMV);
(3) provides that if the owner does not pay the liability within 30 days after notice by certified mail, a retailer is entitled to triple the total pump price of the motor fuel received plus other costs and fees; and
(4) allows retailers to use a designee to send the notice and make collections.

Effective Date: July 1, 2009.

Explanation of State Expenditures: *Obtaining Names from the BMV* The BMV currently provides certain information regarding vehicle titles, licenses, and vehicle registrations for a fee. Using the current system will not increase expenditures to the BMV. Integrating a new system with the current system to accommodate a retailer or association of retailers may require additional expenditures. The fund affected is the Motor Vehicle Highway Account, which supports the BMV.

Explanation of State Revenues: *Obtaining names from the BMV.* The proposal allows the BMV to enter into agreements with a retailer or association of retailers to establish fees other than the current fees for obtaining certain information. The impact will depend upon the negotiated fees.

Background Information. The current fee to obtain information regarding vehicle titles, licenses, vehicle registrations, and permits is \$4 for each record requested in writing, \$4 for each record obtained through MyBMV, and \$7.50 for

each record requested electronically through the AccessIndiana gateway. The BMV receives \$4 for every electronic request secured through the AccessIndiana gateway.

MyBMV is an enhanced, secure online service of the BMV, designed to be a virtual license branch for customers to complete select BMV transactions.

Explanation of Local Expenditures:

Explanation of Local Revenues:

State Agencies Affected: BMV; Indiana Office of Technology.

Local Agencies Affected:

Information Sources: Dollyne Sherman, Legislative Liaison for the BMV, 317-233-0216.

Fiscal Analyst: James Sperlik, 317-232-9866.